

REMARKS

Responsive to the requirement for restriction, applicant elects Group I, claims 1-25, with traverse.

The requirement cannot properly be repeated, for the following reasons:

1. The different devices disclosed in the present application are not separate inventions at all but rather are species of the same invention.

2. The amendment to claim 1 renders generic to the various species and hence precludes the imposition of a requirement for restriction. Claim 1 no longer specifies that the members that engage the upper surface of a pallet supported by the rails are clamping members movable to a locking position. Instead, the recitation of these members is now broad enough to read on the members 58 of claim 26.

3. There is thus not even one-way distinctness between the groups of claims, much less two-way distinctness.

4. Separate classification is no evidence of the propriety of a requirement for restriction. Separate classification is solely for the convenience of the Patent Office and the searching public, and cannot diminish an applicant's rights in any way.

5. The search field for either of the inventions identified in the Official Action would require a search through



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class 211 and both subclasses 186 and 191, because they represent genus and species.

For any or all of the above reasons, therefore, it is believed that an action on the merits of all the claims should be given, and the same is respectfully requested.

Responsive to the requirement for election of species, applicant elects Species (b), Figures 6, 7 and 10. It is believed that claims 1-8, 11, 12, 25 and 28 are readable on the elected embodiment.

Please charge the fee of \$25 for one dependent claim added herewith to Deposit Account No. 25-0120.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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